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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANT : HUNER, et al.  
SERIAL NO : 09/830,193  
FILED : January 16, 2002  
TITLE : SOLAR RADIATION PROTECTION COMPOSITION

Grp./A.U. : 1616  
Examiner : Dodson, Shelley A.  
Conf. No. : 2932  
Docket No. : P05147US0

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Mail Stop Non-Fee Amendment  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 23, 2003, please amend the above-identified application as follows:

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**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop Non-Fee Amendment, Alexandria, VA 22313-1450.

Date: 2/23/04**FACSIMILE**

☒ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1616 at Fax No. (703) 872-9306.

  
HEDY S. NEBEL

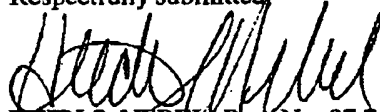
additional reasons, the Applicants further submit that the burden to establish a *prima facie* case of obviousness Claim 9 has not been met.

Claim 12 refers to a method of topical application of sunscreen composition to protect human hair, human skin or another surface. Klaui et al. discloses oral compositions (see, for example, the Abstract and column 1, lines 34-39). Therefore, Klaui et al. also teaches away from the subject matter of claim 12. For these additional reasons, the Applicants further submit that the burden to establish a *prima facie* case of obviousness Claim 12 has not been met.

This is a request under the provision of 37 CFR § 1.136(a) to extend the period for filing a response in the above-identified application for one month from December 23, 2003 to February 23, 2004. Applicant is a small entity; therefore, please charge Deposit Account number 26-0084 in the amount of \$210.00 for two months to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to Deposit Account 26-0084.

Reconsideration and allowance is respectfully requested.

Respectfully submitted,



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